



10-12-04

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PTO/SB/64a (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | |
|--|---|
| PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL FILING (37 CFR 1.137(f)) | Docket Number (Optional) BS01379 |
|--|---|

First named inventor: Larry D. Woodring

Application No.: 09/964,390

Art Unit: 2642

Filed: September 28, 2001

Examiner: Q.H. Nguyen

Title: Systems and Methods for Providing User Profile Information in Conjunction with an Enhanced Caller Information System

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (703) 872-9306

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OCT 14 2004

OFFICE OF PETITIONS

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION UNDER 37 CFR 1.137(b)

1. Petition fee

☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1,370.00 (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after the filing. The filing date of the subsequently filed foreign or international application is September 24, 2002.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/13/2004 HRLI11 00000010 09964390 1370.00 DP 01 FC:1453

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

| | |
|--|--|
|  Signature | October 8, 2004 Date |
| Bambi Faivre Walters Typed or printed name | 45,197 Registration Number, if applicable |
| P.O. Box 5743 Address | 757-253-5729 Telephone Number |
| Williamsburg, VA 23188 Address | |

Enclosures: ☒ Fee Payment

☐ Additional sheets containing statements establishing unintentional delay

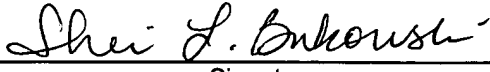
☒ Other: (1) Transmittal of Petition (2) Request for Petition Under 37 CFR 1.137 (f)

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

| | |
|-----------------|---|
| 10/8/04 Date |  Signature |
| | Sheri L. Bukowski Typed or printed name of person signing certificate |



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission:

| | |
|------------------------|--------------------|
| Application Number | 09/964,390 |
| Filing Date | September 28, 2001 |
| First Named Inventor | Larry D. Woodring |
| Art Unit | 2642 |
| Examiner Name | Q.H. Nguyen |
| Attorney Docket Number | BS01379 |

ENCLOSURES

(Check all that apply)

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OFFICE OF PETITIONS

- ☒ Fee Transmittal Form
- ☒ Fee Attached
- ☐ Amendment/Reply
 - ☐ After Final
 - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
 - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☒ Petition
 - ☐ Petition to Convert to a Provisional Application
 - ☐ Power of Attorney, Revocation Change of correspondence Address
 - ☐ Terminal Disclaimer
 - ☐ Request for Refund
 - ☐ CD, Number of CD(s)

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
See Remarks

Remarks: (1) Petition to Revive Unintentionally Abandoned Application Under 37 C.F.R. § 1.137 (f)
(2) USPTO Form PTO/SB/64a (3) Credit Card Payment Form

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|-------------------|----------------------|-----------|--------|
| Name (Print/Type) | Bambi Faivre Walters | Reg. No.: | 45,197 |
| Signature | <i>Bambi Walters</i> | | |
| Date | 10/8/04 | | |

CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, PO Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | | | |
|-------------------|-----------------------|------|---------|
| Name (Print/Type) | Sheri Bukowski | Date | 10/8/04 |
| Signature | <i>Sheri Bukowski</i> | | |

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to:
Office of Petitions, Mail Stop Petitions, COMMISSIONER FOR PATENTS, PO Box 1450, Alexandria, VA 22313-1450 on

Oct. 8, 2004

Sheri L. Bukowski
Sheri Bukowski

10/8/04
Date of Signature



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Larry D. Woodring

Group Art Unit: 2642

Application No.: 09/964,390

Examiner: Q.H. Nguyen

Filed: September 28, 2001

Title: "Systems and Methods for Providing User Profile Information in Conjunction with an Enhanced Caller Information System"

VIA USPS EXPRESS MAIL

Office of Petitions
Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

**REQUEST FOR PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. § 1.137(f)**

Dear Sir:

Pursuant to 37 C.F.R. § 1.137(f), Assignee hereby petitions the Commissioner to revive the above-identified patent application.

This petition is accompanied by:

- (1) The required reply, which is met by the notification of such filing in a foreign country or under a multinational treaty;
- (2) The petition fess as set forth in 37 CFR 1.17(m) in the amount of \$1,370.00; and
- (3) The statement required under 37 C.F.R. § 1.137(f) that the entire delay in filing the required reply (i.e., Notification of Foreign or International Filing) from the due date of the reply until the filing of a grantable petition pursuant was unintentional. See attached form Form PTO/SB.64a.

due date of the reply until the filing of a grantable petition pursuant was unintentional. See attached form Form PTO/SB.64a.

CONCLUSION

Assignee submits that all of the requirements of 37 C.F.R. § 1.137(f) to revive this unintentionally abandoned application have been complied with and, thus, respectfully requests the Commissioner to grant this petition.

Please feel free to contact the undersigned with any questions or comments at 757.253.5729 or at bambiwalters@cox.net.

Respectfully submitted,



Bambi Walters
Attorney for Assignee
Registration No. 45,197
P. O. Box 5743
Williamsburg, VA 23188
Telephone: 757.253.5729
Facsimile: 757.253.5729

Dated: 10/8/04

FEE TRANSMITTAL for FY 2003

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

\$1,337.00

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit
Account
No.

Deposit
Account
Name

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|----------------|-----------------|----------------|-----------------|------------------------|----------|
| 1001 | 770 | 2001 | 385 | Utility filing fee | |
| 1002 | 340 | 2002 | 170 | Design filing fee | |
| 1003 | 530 | 2003 | 265 | Plant filing fee | |
| 1004 | 770 | 2004 | 385 | Reissue filing fee | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | |

SUBTOTAL (1):

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims - 20** = X 18.00 =

Independent Claims - 3** = X 86.00 =

Multiple Dependent =

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description |
|----------------|-----------------|----------------|-----------------|---|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 86 | 2201 | 43 | Independent claims in excess of 3 |
| 1203 | 290 | 2203 | 145 | Multiple dependent claim, if not paid |
| 1204 | 86 | 2204 | 43 | **Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | **Reissue claims in excess of 20 and over original patent |

**or number previously paid, if greater; For Reissues, see above

SUBTOTAL (2):

Complete if Known

Application Number 09/964,390
Filing Date September 28, 2001
First Named Inventor Larry D. Woodring
Examiner Name Q.H. Nguyen
Art Unit 2642
Attorney Docket No. BS01379

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FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for ex parte reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month | |
| 1252 | 420 | 2252 | 210 | Extension for reply within second month | |
| 1253 | 950 | 2253 | 475 | Extension for reply within third month | |
| 1254 | 1,480 | 2254 | 740 | Extension for reply within fourth month | |
| 1255 | 2,010 | 2255 | 1,005 | Extension for reply within fifth month | |
| 1401 | 330 | 2401 | 165 | Notice of Appeal | |
| 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal | |
| 1403 | 290 | 2403 | 145 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable | |
| 1453 | 1,330 | 2453 | 665 | Petition to revive - unintentional | 1,370.00 |
| 1501 | 1,330 | 2501 | 665 | Utility issue fee (or reissue) | |
| 1502 | 480 | 2502 | 240 | Design issue fee | |
| 1503 | 640 | 2503 | 320 | Plant issue fee | |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fees under 37 CFR 1.17(q) | |
| 1806 | 180 | 1806 | 180 | Submission of Info Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 770 | 2810 | 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 770 | 2801 | 385 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |

Other fee (specify):

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3): \$1,370.00

SUBMITTED BY:

Name (Print/Type)

Bambi Faivre Walters

Registration No. (Attorney/Agent)

45,197

Complete (if applicable)

Telephone:

(757) 253-5729

Signature

Bambi Walters

Date

10/8/04